

**2013 DRAFTING REQUEST**

**Bill**

Received:	<b>1/15/2013</b>	Received By:	<b>pgrant</b>
Wanted:	<b>As time permits</b>	Same as LRB:	
For:	<b>Administration-Budget 7-9546</b>	By/Representing:	<b>Lawrence</b>
May Contact:		Drafter:	<b>pgrant</b>
Subject:	<b>Higher Education - tech. college Higher Education - UW System</b>	Addl. Drafters:	
		Extra Copies:	<b>MDK</b>

Submit via email: **YES**  
Requester's email:  
Carbon copy (CC) to:

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**Pre Topic:**

DOA:.....Lawrence, BB0386 -

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**Topic:**

Expand GI Bill; tuition remissions

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**Instructions:**

See attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pgrant 1/16/2013	wjackson 1/16/2013		_____			
/P1	pgrant 1/23/2013	scalvin 1/23/2013	rschluet 1/23/2013	_____	mbarman 1/16/2013		State S&L
/P2				_____	lparisi 1/23/2013		State S&L

FE Sent For:

**<END>**

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See attached

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/?	pgrant 1/16/2013	wjackson 1/16/2013		_____			
/P1			murphy 1/16/2013	_____	mbarman 1/16/2013		State S&L

FE Sent For:

1 P2 SAC  
01/23/2013

58  
2313  
<END>

**2013 DRAFTING REQUEST**

**Bill**

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**Pre Topic:**

DOA:.....Lawrence, BB0386 -

**Topic:**

Expand GI Bill; tuition remissions

**Instructions:**

See attached

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<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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/? pgrant

/p/wlj/1/16

jm& p#  
1/16/13

FE Sent For:

<END>

## **Gibson-Glass, Mary**

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**From:** Gallagher, Michael  
**Sent:** Tuesday, January 15, 2013 10:51 AM  
**To:** Gibson-Glass, Mary  
**Subject:** RE: Statutory Language Drafting Request - BB0386

Mary, is this a new one?

---

**From:** Hanaman, Cathlene  
**Sent:** Tuesday, January 15, 2013 10:46 AM  
**To:** Gibson-Glass, Mary; Gallagher, Michael  
**Subject:** FW: Statutory Language Drafting Request - BB0386

**From:** [jeffrey.lawrence@wisconsin.gov](mailto:jeffrey.lawrence@wisconsin.gov) [<mailto:jeffrey.lawrence@wisconsin.gov>]  
**Sent:** Tuesday, January 15, 2013 10:46 AM  
**To:** Hanaman, Cathlene  
**Cc:** Gauger, Michelle C - DOA; Lawrence, Jeffrey R - DOA; Thornton, Scott - DOA  
**Subject:** Statutory Language Drafting Request - BB0386

**Biennial Budget:** 2013-15

**DOA Tracking Code:** BB0386

**Topic:** Expand Wisconsin GI Bill

**SBO Team:** HSI

**SBO Analyst:** Lawrence, Jeff - DOA  
**Phone:** (608) 267-9546  
**E-mail:** [jeffrey.lawrence@wisconsin.gov](mailto:jeffrey.lawrence@wisconsin.gov)

**Agency Acronym:** DVA

**Agency Number:** 485

**Priority:** High

**Intent:**

Include this for consideration in budget bill.

Expand the Wisconsin GI Bill to allow veterans who currently reside in Wisconsin, and have had five total years of residency, to be eligible for the tuition waiver. This will also expand the waiver to grandfather spouses to receive an additional ten years (from date of publication of statutory change) of eligibility for the tuition waiver. Finally, this will require a 2.0 cumulative GPA in order to continue to receive the remission.

Currently, a qualifying veteran must be a resident of Wisconsin and must have been a Wisconsin resident at the time of entry onto active duty. Expanding eligibility for the veteran will expand the benefit to the many veterans who have lived in Wisconsin and paid taxes for years but are not eligible for the remission

just because they weren't residents at the time of entry onto active duty. Currently, for qualifying spouses, the benefit must be used within 10 years of the initial disability rating and payment of 30% or greater. The one-time expansion of eligibility for the spouse will remedy the circumstances where the 10 year delimiting date already expired when the initial Wisconsin GI Bill was passed into law. The 2.0 cumulative GPA requirement will put this benefit in line with many other tuition remission programs where accountability is required to receive the benefit.

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**Attachments:** False

*Please send completed drafts to [statlanguage@wisapps.wi.gov](mailto:statlanguage@wisapps.wi.gov)*

Date (time)  
needed

# DOA BUDGET DRAFT

LRB- 1160 /PI

PG: WLj:

SAC

Use the appropriate components and routines developed for bills.

>>FOR BUDGET — NOT READY FOR INTRODUCTION<<

AN ACT ... [DO NOT generate catalog]; relating to: the budget. ....

.....

.....

## Analysis by the Legislative Reference Bureau

If titles are needed in the analysis, in the component bar:

For the main heading, execute: ..... create → anal: → title: → head

For the subheading, execute: ..... create → anal: → title: → sub

For the sub-subheading, execute: ..... create → anal: → title: → sub-sub

For the analysis text, in the component bar:

For the text paragraph, execute: ..... create → anal: → text

(attached)

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION #.



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-0019/P1  
PG:sac:rs

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

1 **AN ACT** *to amend* 36.27 (3n) (a) 1m. a. and b., 36.27 (3n) (b) (intro.), 36.27 (3p)  
2 (a) 1r. (intro.), 36.27 (3p) (b), 38.24 (7) (a) 1m. a. and b., 38.24 (7) (b) (intro.),  
3 38.24 (8) (a) 1r. (intro.) and 38.24 (8) (b); and **to create** 36.27 (3n) (am), 36.27  
4 (3n) (d), 36.27 (3p) (am), 38.24 (7) (am), 38.24 (7) (d) and 38.24 (8) (am) of the  
5 statutes; **relating to:** tuition remissions for certain veterans and their spouses  
6 and children at the University of Wisconsin System and technical colleges.

***Analysis by the Legislative Reference Bureau***

~~This is a preliminary draft. An analysis will be provided in a subsequent version  
of this draft.~~

(see attached)

***The people of the state of Wisconsin, represented in senate and assembly, do  
enact as follows:***

7 **SECTION 1.** 36.27 (3n) (a) 1m. a. and b. of the statutes are amended to read:  
8 36.27 (3n) (a) 1m. a. A person who has served on active duty under honorable  
9 conditions in the U.S. armed forces, in forces incorporated as part of the U.S. armed



1 forces, in the national guard, or in a reserve component of the U.S. armed forces; who  
2 was a resident of this state at the time of entry into that service or resided in this state  
3 for at least 5 consecutive years; and who, while a resident of this state, died on active  
4 duty, died as the result of a service-connected disability, or died in the line of duty  
5 while on active or inactive duty for training purposes.

6 b. A person who was a resident of this state at the time of entry into service  
7 described in subd. 1m. ~~a~~ or resided in this state for at least 5 consecutive years, and  
8 who the U.S. department of veteran affairs has awarded at least a 30 percent  
9 service-connected disability rating under 38 USC 1114 or 1134.

10 **SECTION 2.** 36.27 (3n) (am) of the statutes is created to read:

11 36.27 (3n) (am) In determining a person's residency at the time of entry into  
12 service under par. (a) 1m. a. or b., the state from which the person entered service  
13 is irrelevant.

14 **SECTION 3.** 36.27 (3n) (b) (intro.) of the statutes is amended to read:

15 36.27 (3n) (b) (intro.) Except as provided in subds. 1. to 3. and par. (bg), the  
16 board shall grant full remission of academic fees and segregated fees for 128 credits  
17 or 8 semesters, whichever is longer, less the number of credits or semesters for which  
18 the person received remission of fees under s. 38.24 (7) and less the amount of any  
19 academic fees or segregated fees paid under 38 USC 3319, to any resident student  
20 who maintains a cumulative grade point average of at least 2.0 and is also any of the  
21 following:

22 **SECTION 4.** 36.27 (3n) (d) of the statutes is created to read:

23 36.27 (3n) (d) Notwithstanding the limitation specified in par. (b) 1. to <sup>e</sup>3, any  
24 person who on the effective date of this paragraph .... [LRB inserts date] becomes  
25 eligible for a fee remission under this section as a result of 2013 Wisconsin Act ....

or subsequent to

(INSERT 2-21)

1 [this act] remains eligible for 10 years following the effective date of this paragraph  
2 .... [LRB inserts date], subject to the requirements in par. (b) (intro.).

3 **SECTION 5.** 36.27 (3p) (a) 1r. (intro.) of the statutes is amended to read:

4 36.27 (3p) (a) 1r. (intro.) "Veteran" means a person who is verified by the  
5 department of veterans affairs as being a resident of this state for purposes of  
6 receiving benefits under ch. 45<sub>3</sub>; as being a resident of this state at the time of his or  
7 her entry into the U.S. armed forces or forces incorporated in the U.S. armed forces,  
8 or as being a resident of this state for at least 5 consecutive years; and as meeting  
9 any of the following conditions:

10 **SECTION 6.** 36.27 (3p) (am) of the statutes is created to read:

11 36.27 (3p) (am) In determining a person's residence at the time of entry into  
12 service under par. (a) 1r., the state from which the person entered service is  
13 irrelevant.

14 **SECTION 7.** 36.27 (3p) (b) of the statutes is amended to read:

15 36.27 (3p) (b) Except as provided in par. (bg), the board shall grant full  
16 remission of nonresident tuition, academic fees, and segregated fees charged for 128  
17 credits or 8 semesters, whichever is longer, less the number of credits or semesters  
18 for which the person received remission of fees under s. 38.24 (8) and less the amount  
19 of any academic fees or segregated fees paid under 10 USC 2107 (c), 38 USC 3104 (a)  
20 (7) (A), or 38 USC 3313, to any student who is a veteran and maintains a cumulative  
21 grade point average of at least 2.0.

22 **SECTION 8.** 38.24 (7) (a) 1m. a. and b. of the statutes are amended to read:

23 38.24 (7) (a) 1m. a. A person who has served on active duty under honorable  
24 conditions in the U.S. armed forces, in forces incorporated as part of the U.S. armed  
25 forces, in the national guard, or in a reserve component of the U.S. armed forces; who

IN SEPT 4-20

1 was a resident of this state at the time of entry into that service or resided in this state  
2 for at least 5 consecutive years; and who, while a resident of this state, died on active  
3 duty, died as the result of a service-connected disability, or died in the line of duty  
4 while on active or inactive duty for training purposes.

5 b. A person who was a resident of this state at the time of entry into service  
6 described in subd. 1m. a. or resided in this state for at least 5 consecutive years, and  
7 who the U.S. department of veteran affairs has awarded at least a 30 percent  
8 service-connected disability rating under 38 USC 1114 or 1134.

9 **SECTION 9.** 38.24 (7) (am) of the statutes is created to read:

10 38.24 (7) (am) In determining a person's residency at the time of entry into  
11 service under par. (a) 1m. a. or b., the state from which the person entered service  
12 is irrelevant.

13 **SECTION 10.** 38.24 (7) (b) (intro.) of the statutes is amended to read:

14 38.24 (7) (b) (intro.) Except as provided in subds. 1. to 3. and par. (bg), the  
15 district board shall grant full remission of fees for 128 credits or 8 semesters,  
16 whichever is longer, less the number of credits or semesters for which the person  
17 received remission of fees from any other district board under this subsection and  
18 from the Board of Regents under s. 36.27 (3n) (b) and less the amount of any fees paid  
19 under 38 USC 3319, to any resident student who maintains a cumulative grade point  
20 average of at least 2.0 and is also any of the following:

21 **SECTION 11.** 38.24 (7) (d) of the statutes is created to read:

22 38.24 (7) (d) Notwithstanding the limitation specified in par. (b) 1. to 3., any  
23 person who on the effective date of this paragraph .... [LRB inserts date] becomes  
24 eligible for a fee remission under this section as a result of 2013 Wisconsin Act ....

or subsequent to

2m.

1 [this act] remains eligible for 10 years following the effective date of this paragraph  
2 .... [LRB inserts date], subject to the requirements in par. (b) (intro).

3 **SECTION 12.** 38.24 (8) (a) 1r. (intro.) of the statutes is amended to read:

4 38.24 (8) (a) 1r. (intro.) "Veteran" means a person who is verified by the  
5 department of veterans affairs as being a resident of this state for purposes of  
6 receiving benefits under ch. 45<sub>3</sub>; as being a resident of this state at the time of his or  
7 her entry into the U.S. armed forces or forces incorporated in the U.S. armed forces,  
8 or as being a resident of this state for at least 5 consecutive years; and as meeting  
9 any of the following conditions:

10 **SECTION 13.** 38.24 (8) (am) of the statutes is created to read:

11 38.24 (8) (am) In determining a person's residence at the time of entry into  
12 service under par. (a) 1r., the state from which the person entered service is  
13 irrelevant.

14 **SECTION 14.** 38.24 (8) (b) of the statutes is amended to read:

15 38.24 (8) (b) Except as provided in par. (bg), the district board shall grant full  
16 remission of the fees charged for 128 credits or 8 semesters, whichever is longer, less  
17 the number of credits or semesters for which the person received remission of fees  
18 from any other district board under this subsection and from the Board of Regents  
19 under s. 36.27 (3p) and less the amount of any fees paid under 10 USC 2107 (c), 38  
20 USC 3104 (a) (7) (A), or 38 USC 3313, to any student who is a veteran and maintains  
21 a cumulative grade point average of at least 2.0.

22 ~~END~~



Nonstat File Sequence:

EEE

LRB \_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_

## INITIAL APPLICABILITY

1. In the component bar:  
For the action phrase, execute: ..... create → action: → \*NS: → inappl  
For the budget action phrase, execute: ..... create → action: → \*NS: → 93XX  
For the text, execute: ..... create → text: → \*NS: → inappl
2. Nonstatutory subunits are numbered automatically. Fill in the Section # or subsection # only if a "frozen" number is needed. Below, for the budget, fill in the 9300 department code.

SECTION # [93 4 3]. Initial applicability; .....

..... technical college system

( #1 ) ( ) FEE REMISSION

..... The treatment of sections ..  
..... 36.22(3)(b)(intro) and 38.24(1)  
..... (b)(intro) and (8)(b)

..... of the statutes  
first applies to ~~with regard to a person receiving a fee~~  
~~remission on the effective date of this subsection~~ (M) the  
first semester beginning after the date of this subsection.  
effective

1. In the component bar:  
For the action phrase, execute: ..... create → action: → \*NS: → inappl  
For the text, execute: ..... create → text: → \*NS: → inappl
2. Nonstatutory subunits are numbered automatically. Fill in the Section # or subsection # only if a "frozen" number is needed.

SECTION # . Initial applicability; .....

( #1 ) ( ) This act first  
applies to

Nonstat File Sequence:

EEE

LRB \_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_

## INITIAL APPLICABILITY

1. In the component bar:  
For the action phrase, execute: ..... create → action: → \*NS: → inappl  
For the budget action phrase, execute: ..... create → action: → \*NS: → 93XX  
For the text, execute: ..... create → text: → \*NS: → inappl
2. Nonstatutory subunits are numbered automatically. Fill in the Section # or subsection # only if a "frozen" number is needed. Below, for the budget, fill in the 9300 department code.

SECTION # 93 4 8. Initial applicability; .....

..... University of Wisconsin System ©

( #1 ) ( CS ) FEE REMISSION.

..... The treatment of sections ..

..... 36.27 (3n) (b) (intro.) and (3p) (b)

..... of the statutes  
first applies to in the first semester beginning after the  
effective date of this subsection

(End)

1. In the component bar:  
For the action phrase, execute: ..... create → action: → \*NS: → inappl  
For the text, execute: ..... create → text: → \*NS: → inapplA
2. Nonstatutory subunits are numbered automatically. Fill in the Section # or subsection # only if a "frozen" number is needed.

SECTION # \_\_\_\_ . Initial applicability; .....

( #1 ) ( ) ..... This act first

applies to .....

1 **INSERT 2-21:**

2 **SECTION ~~X~~** 36.27 (3n) (d) of the statutes is created to read:

3 36.27 (3n) (d) Notwithstanding the period during which a remission applies  
4 under par. (b) 1., 2., or 2m., if a spouse was not eligible for a remission under par. (b)  
5 1., 2., or 2m. before the effective date of this paragraph ... [LRB inserts date], and  
6 that spouse ~~becomes~~<sup>became</sup> eligible for a remission under par. (b) 1., 2., or ~~to~~<sup>2</sup> 2m. as a result  
7 of 2013 Wisconsin Act ... [this act], then, subject to the requirements specified in par.  
8 (b) (intro.), the period during which that remission applies is the period specified in  
9 par. (b) 1., 2., or 2m., or the period ending 10 years after the effective date of this  
10 paragraph ... [LRB inserts date], whichever is longer.

11 **INSERT 4-20:**

12 **SECTION ~~X~~** 38.24 (7) (d) of the statutes is created to read:

13 38.24 (7) (d) Notwithstanding the period during which a remission applies  
14 under par. (b) 1., 2., or 2m., if a spouse was not eligible for a remission under par. (b)  
15 1., 2., or 2m. before the effective date of this paragraph ... [LRB inserts date], and  
16 that spouse ~~becomes~~<sup>became</sup> eligible for a remission under par. (b) 1., 2., or ~~to~~<sup>2</sup> 2m. as a result  
17 of 2013 Wisconsin Act ... [this act], then, subject to the requirements specified in par.  
18 (b) (intro.), the period during which that remission applies is the period specified in  
19 par. (b) 1., 2., or 2m., or the period ending 10 years after the effective date of this  
20 paragraph ... [LRB inserts date], whichever is longer.

(ANALYSIS)

EDUCATION

HIGHER EDUCATION

Under current law, a veteran <sup>who</sup> who was a resident of this state when he or she entered the armed forces, and <sup>who</sup> meets certain additional criteria, is eligible for a full remission of ~~base~~ tuition and segregated fees at the UW <sup>(UW)</sup> of Wisconsin institution, or of tuition and materials fees at a technical college, for 128 credits or (8) semesters, whichever <sup>is</sup> longer.

A This bill makes the following changes to this fee remission program for eligible veterans:


1. The bill provides that the veteran <sup>have</sup> must have been a resident of this state when he or she entered the armed forces or for at least



five consecutive years, during his or her life.

2. The bill provides that in determining the veteran's ~~state~~ residence at the time he or she entered the armed forces, the state from which the veteran entered is irrelevant.

3. The bill requires a veteran to maintain a <sup>cumulative</sup> grade point average of at least 2.0 (in order) to remain eligible for the fee remission.



¶ Under current law, the spouse and children of a veteran who was a resident of this state when he or she entered the armed forces <sup>while a state resident</sup> (died while on active duty, ~~or~~ as the result of <sup>a</sup> service-connected disability, or ~~died~~ in the line of duty while in training.

2. The veteran has been awarded

INS. A

at least a 30 percent service-connected disability rating by the U.S.

Department of Veterans Affairs.

¶ Under this ~~fee remission~~ <sup>with certain exceptions,</sup> program, a spouse ~~available~~ is eligible for a fee remission only if he or she is a state resident and only for the first ten years after the veteran receives the disability rating or after the veteran dies. A child is eligible only if he or

she is <sup>a state resident and is</sup> at least 17 and not yet 26 years old.

All This bill makes the same changes

to this fee remission program as it makes  
to the first-described program. In addition,  
the bill provides that <sup>ten-year</sup>

notwithstanding the limitation described

a spouse <sup>above,</sup> <sup>or subsequent to</sup> any person who <sup>is</sup> on the effective  
date of the bill becomes eligible for a

fee remission as a result of the changes

made by the bill remains eligible for

ten years following the bill's effective date,

whichever is longer. SL

FE-SL

The period specified  
under current law or for

(A)

and to whom one of the following  
applies is eligible for a remission  
of resident tuition and segregated  
fees at a UW institution, or of tuition  
and materials { fees at a  
technical college, for 128 credits or (8) (9)  
semesters, whichever is longer:

- i. The veteran, while a state  
resident,

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

Date

PG: WY:

DN

Jeff:

I incorporated three changes in this draft,  
I had  
based upon conversations with Jim Parker  
at DVA last November.

1 First, The cumulative grade point average requirement  
applies to those currently receiving remissions, but  
not until the first semester following enactment of  
the bill.

<sup>new s.</sup>  
2. The ~~creation of ss.~~ 36.27 (3m)(d) and  
s. 38.24 (7)(d) notwithstanding par. (b) 1, 2, and 3m.  
instead of par. (b) 1. to 3. I realized that subd. 3  
still applies and should not be ~~notwithstanding~~.

3. In the same paragraphs, I added "or  
subsequent to" after "any person who on".

¶ Second, I rewrote the new ss. 36.27(3n)(d) and <sup>5.</sup>38.24(7)(d). Note that the rewritten paragraphs refer to "par. (b) 1., 2., or 2m." instead of <sup>to "par.</sup> (b) 1. to 3." I realized that subd. 3. still applies and should not be

notwithstanding. ¶ Finally, the period during which the remission applies is the period <sup>par.</sup> specified in (b) 1., 2., or 2m., or the

period ending 10 years after the effective date of the act, <sup>which is longer</sup> ~~whichever is longer~~ ①

¶ Please <sup>also</sup> note <sup>idea</sup> SECTIONS 2, <sup>9, and 3</sup> and 3 of the draft. This <sup>idea</sup> was not mentioned in your instructions but was included in the draft for DVA. ②

~~###~~

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

If you have questions about any of these changes, please let me know.

PG

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-1160/P1dn  
PG:wlj:jm

January 16, 2013

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Jeff:

I incorporated three changes in this draft, based upon conversations I had with Jim Parker at DVA last November.

First, the cumulative grade point average requirement applies to those currently receiving remissions, but not until the first semester following enactment of the bill.

Second, I rewrote the new ss. 36.27 (3n) (d) and 38.24 (7) (d). Note that the rewritten paragraphs refer to "par. (b) 1., 2., or 2m." instead of to "par. (b) 1. to 3." I realized that subd. 3. still applies and should not be notwithstanding.

Finally, the period during which the remission applies is the period specified in par. (b) 1., 2., or 2m., or the period ending ten years after the effective date of the act, *whichever is longer*.

Please also note SECTIONS 2, 6, 9, and 13 of the draft. This idea was not mentioned in your instructions but was included in the draft for DVA.

If you have questions about any of these changes, please let me know.

Peter R. Grant  
Managing Attorney  
Phone: (608) 267-3362  
E-mail: [peter.grant@legis.wisconsin.gov](mailto:peter.grant@legis.wisconsin.gov)



**Grant, Peter**

---

**From:** Lawrence, Jeffrey R - DOA <Jeffrey.Lawrence@wisconsin.gov>  
**Sent:** Wednesday, January 23, 2013 1:03 PM  
**To:** Grant, Peter  
**Subject:** Amendment to LRB-1160/P1

---

Hi Peter,

I have to request an amendment to the above draft for GI Bill expansion. It has been decided to delete the 10-year time limit for spouses of disabled veterans instead of extending it another 10 years. The age limit for children of disabled or deceased veterans will remain unchanged. Thank you.



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-1160/P1

PG:sac&wlj:jm

DOA:.....Lawrence, BB0386 - Expand GI Bill; tuition remissions

**FOR 2013-2015 BUDGET — NOT READY FOR INTRODUCTION**

1 AN ACT relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**EDUCATION**

**HIGHER EDUCATION**

Under current law, a veteran who was a resident of this state when he or she entered the armed forces and who meets certain additional criteria is eligible for a full remission of tuition and segregated fees at a UW institution, or of tuition and materials fees at a technical college, for 128 credits or eight semesters, whichever is longer.

This bill makes the following changes to this fee remission program for eligible veterans:

1. The bill provides that the veteran must have been a resident of this state when he or she entered the armed forces or for at least five consecutive years.
2. The bill provides that in determining a veteran's residence at the time he or she entered the armed forces, the state from which the veteran entered is irrelevant.
3. The bill requires a veteran to maintain a cumulative grade point average of at least 2.0 to remain eligible for the fee remission.

Under current law, the spouse and children of a veteran who was a resident of this state when he or she entered the armed forces and to whom one of the following applies is eligible for a remission of resident tuition and segregated fees at a UW institution, or of tuition and materials fees at a technical college, for 128 credits or eight semesters, whichever is longer:

9 current law, under  
1. The veteran, while a state resident, died while on active duty, as the result of a service-connected disability, or in the line of duty while in training.

2. The veteran has been awarded at least a 30 percent service-connected disability rating by the U.S. Department of Veterans Affairs.

under this program  
Under this program, with certain exceptions, a spouse is eligible for a fee remission only if he or she is a state resident and only for the first ten years after the veteran receives the disability rating or after the veteran dies. A child is eligible only if he or she is a state resident and is at least 17 and not yet 26 years old.

This bill makes the same changes to this fee remission program as it makes to the first-described program. In addition, the bill ~~provides that, notwithstanding the ten-year limitation described above,~~ *eliminates* a spouse who, on or subsequent to the effective date of the bill, becomes eligible for a fee remission as a result of the changes made by the bill remains eligible for the period specified under current law or for ten years following the bill's effective date, whichever is longer.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

1 SECTION 1. 36.27 (3n) (a) 1m. a. and b. of the statutes are amended to read:

2 36.27 (3n) (a) 1m. a. A person who has served on active duty under honorable  
3 conditions in the U.S. armed forces, in forces incorporated as part of the U.S. armed  
4 forces, in the national guard, or in a reserve component of the U.S. armed forces; who  
5 was a resident of this state at the time of entry into that service or resided in this state  
6 for at least 5 consecutive years; and who, while a resident of this state, died on active  
7 duty, died as the result of a service-connected disability, or died in the line of duty  
8 while on active or inactive duty for training purposes.

9 b. A person who was a resident of this state at the time of entry into service  
10 described in subd. 1m. a. or resided in this state for at least 5 consecutive years, and  
11 who the U.S. department of veteran affairs has awarded at least a 30 percent  
12 service-connected disability rating under 38 USC 1114 or 1134.

13 SECTION 2. 36.27 (3n) (am) of the statutes is created to read:

1           36.27 (3n) (am) In determining a person's residency at the time of entry into  
2   service under par. (a) 1m. a. or b., the state from which the person entered service  
3   is irrelevant.

4           **SECTION 3.** 36.27 (3n) (b) (intro.) of the statutes is amended to read:

5           36.27 (3n) (b) (intro.) Except as provided in subds. 1. to 3. and par. (bg), the  
6   board shall grant full remission of academic fees and segregated fees for 128 credits  
7   or 8 semesters, whichever is longer, less the number of credits or semesters for which  
8   the person received remission of fees under s. 38.24 (7) and less the amount of any  
9   academic fees or segregated fees paid under 38 USC 3319, to any resident student  
10   who maintains a cumulative grade point average of at least 2.0 and is also any of the  
11   following:

12           **SECTION 4.** 36.27 (3n) (d) of the statutes is created to read.

13           36.27 (3n) (d) Notwithstanding the period during which a remission applies  
14   under par. (b) 1., 2., or 2m., if a spouse was not eligible for a remission under par. (b)  
15   1., 2., or 2m. before the effective date of this paragraph .... [LRB inserts date], and  
16   that spouse became eligible for a remission under par. (b) 1., 2., or 2m. as a result of  
17   2013 Wisconsin Act .... [this act], then, subject to the requirements specified in par.  
18   (b) (intro.), the period during which that remission applies is the period specified in  
19   par. (b) 1., 2., or 2m., or the period ending 10 years after the effective date of this  
20   paragraph .... [LRB inserts date], whichever is longer.

21           **SECTION 5.** 36.27 (3p) (a) 1r. (intro.) of the statutes is amended to read:

22           36.27 (3p) (a) 1r. (intro.) "Veteran" means a person who is verified by the  
23   department of veterans affairs as being a resident of this state for purposes of  
24   receiving benefits under ch. 45; as being a resident of this state at the time of his or  
25   her entry into the U.S. armed forces or forces incorporated in the U.S. armed forces,

1 or as being a resident of this state for at least 5 consecutive years; and as meeting  
2 any of the following conditions:

3 **SECTION 6.** 36.27 (3p) (am) of the statutes is created to read:

4 36.27 (3p) (am) In determining a person's residence at the time of entry into  
5 service under par. (a) 1r., the state from which the person entered service is  
6 irrelevant.

7 **SECTION 7.** 36.27 (3p) (b) of the statutes is amended to read:

8 36.27 (3p) (b) Except as provided in par. (bg), the board shall grant full  
9 remission of nonresident tuition, academic fees, and segregated fees charged for 128  
10 credits or 8 semesters, whichever is longer, less the number of credits or semesters  
11 for which the person received remission of fees under s. 38.24 (8) and less the amount  
12 of any academic fees or segregated fees paid under 10 USC 2107 (c), 38 USC 3104 (a)  
13 (7) (A), or 38 USC 3313, to any student who is a veteran and maintains a cumulative  
14 grade point average of at least 2.0.

15 **SECTION 8.** 38.24 (7) (a) 1m. a. and b. of the statutes are amended to read:

16 38.24 (7) (a) 1m. a. A person who has served on active duty under honorable  
17 conditions in the U.S. armed forces, in forces incorporated as part of the U.S. armed  
18 forces, in the national guard, or in a reserve component of the U.S. armed forces; who  
19 was a resident of this state at the time of entry into that service or resided in this state  
20 for at least 5 consecutive years; and who, while a resident of this state, died on active  
21 duty, died as the result of a service-connected disability, or died in the line of duty  
22 while on active or inactive duty for training purposes.

23 b. A person who was a resident of this state at the time of entry into service  
24 described in subd. 1m. a. or resided in this state for at least 5 consecutive years, and

1 who the U.S. department of veteran affairs has awarded at least a 30 percent  
2 service-connected disability rating under 38 USC 1114 or 1134.

3 **SECTION 9.** 38.24 (7) (am) of the statutes is created to read:

4 38.24 (7) (am) In determining a person's residency at the time of entry into  
5 service under par. (a) 1m. a. or b., the state from which the person entered service  
6 is irrelevant.

7 **SECTION 10.** 38.24 (7) (b) (intro.) of the statutes is amended to read:

8 38.24 (7) (b) (intro.) Except as provided in subds. 1. to 3. and par. (bg), the  
9 district board shall grant full remission of fees for 128 credits or 8 semesters,  
10 whichever is longer, less the number of credits or semesters for which the person  
11 received remission of fees from any other district board under this subsection and  
12 from the Board of Regents under s. 36.27 (3n) (b) and less the amount of any fees paid  
13 under 38 USC 3319, to any resident student who maintains a cumulative grade point  
14 average of at least 2.0 and is also any of the following:

15 **SECTION 11.** 38.24 (7) (d) of the statutes is created to read:

16 38.24 (7) (d) Notwithstanding the period during which a remission applies  
17 under par. (b) 1., 2., or 2m., if a spouse was not eligible for a remission under par. (b)  
18 1., 2., or 2m. before the effective date of this paragraph .... [LRB inserts date], and  
19 that spouse became eligible for a remission under par. (b) 1., 2., or 2m. as a result of  
20 2013 Wisconsin Act .... [this act], then, subject to the requirements specified in par.  
21 (b) (intro.), the period during which that remission applies is the period specified in  
22 par. (b) 1., 2., or 2m., or the period ending 10 years after the effective date of this  
23 paragraph .... [LRB inserts date], whichever is longer.

24 **SECTION 12.** 38.24 (8) (a) 1r. (intro.) of the statutes is amended to read:

1           38.24 (8) (a) 1r. (intro.) "Veteran" means a person who is verified by the  
2 department of veterans affairs as being a resident of this state for purposes of  
3 receiving benefits under ch. 45; as being a resident of this state at the time of his or  
4 her entry into the U.S. armed forces or forces incorporated in the U.S. armed forces,  
5 or as being a resident of this state for at least 5 consecutive years; and as meeting  
6 any of the following conditions:

7           **SECTION 13.** 38.24 (8) (am) of the statutes is created to read:

8           38.24 (8) (am) In determining a person's residence at the time of entry into  
9 service under par. (a) 1r., the state from which the person entered service is  
10 irrelevant.

11           **SECTION 14.** 38.24 (8) (b) of the statutes is amended to read:

12           38.24 (8) (b) Except as provided in par. (bg), the district board shall grant full  
13 remission of the fees charged for 128 credits or 8 semesters, whichever is longer, less  
14 the number of credits or semesters for which the person received remission of fees  
15 from any other district board under this subsection and from the Board of Regents  
16 under s. 36.27 (3p) and less the amount of any fees paid under 10 USC 2107 (c), 38  
17 USC 3104 (a) (7) (A), or 38 USC 3313, to any student who is a veteran and maintains  
18 a cumulative grade point average of at least 2.0.

19           **SECTION 9343. Initial applicability; Technical College System.**

20           (1) FEE REMISSION. The treatment of section 38.24 (7) (b) (intro.) and (8) (b) of  
21 the statutes first applies in the first semester beginning after the effective date of this  
22 subsection.

23           **SECTION 9348. Initial applicability; University of Wisconsin System.**

1           (1) **FEE REMISSION.** The treatment of section 36.27 (3n) (b) (intro.) and (3p) (b)  
2       of the statutes first applies in the first semester beginning after the effective date of  
3       this subsection.

4 (END)



3-11 : 7

✓  
Section #. 36.27 (3n) (b) 1. of the statutes is amended to read:

36.27 (3n) (b) 1. A spouse of an eligible veteran. ~~The remission under this subdivision applies only during the first 10 years after the eligible veteran received the service-connected disability rating.~~

History: 1973 c. 333 ss. 68g, 68k, 201f (2); 1973 c. 335; 1975 c. 39, 199; 1977 c. 29; 1981 c. 20; 1983 a. 407; 1985 a. 51, 192; 1987 a. 399; 1989 a. 31 ss. 709p to 710, 2908; 1989 a. 67, 181, 359; 1991 a. 39, 168, 169; 1993 a. 16; 1995 a. 27, 228; 1997 a. 27, 163, 237; 1999 a. 9, 130, 154, 186; 2001 a. 16, 38; 2003 a. 33 ss. 936, 9160; 2003 a. 42, 185, 320; 2005 a. 22, 25, 320, 387, 404, 468; 2007 a. 20, 130; 2009 a. 28; 2011 a. 32.

3-11:2

Section #. 36.27 (3n) (b) 2. of the statutes is amended to read:

✓  
36.27 (3n) (b) 2. ~~Except as provided in subd. 2m., an~~ <sup>Am</sup> unremarried surviving spouse of an eligible veteran. ~~The remission under this subdivision applies only during the first 10 years after the veteran died.~~

History: 1973 c. 333 ss. 68g, 68k, 201f (2); 1973 c. 335; 1975 c. 39, 199; 1977 c. 29; 1981 c. 20; 1983 a. 407; 1985 a. 51, 192; 1987 a. 399; 1989 a. 31 ss. 709p to 710, 2908; 1989 a. 67, 181, 359; 1991 a. 39, 168, 169; 1993 a. 16; 1995 a. 27, 228; 1997 a. 27, 163, 237; 1999 a. 9, 130, 154, 186; 2001 a. 16, 38; 2003 a. 33 ss. 936, 9160; 2003 a. 42, 185, 320; 2005 a. 22, 25, 320, 387, 404, 468; 2007 a. 20, 130; 2009 a. 28; 2011 a. 32.

SET. # RP. 36.27 (3n) (b) 2m.

5-14 :1

✓  
Section #. 38.24 (7) (b) 1. of the statutes is amended to read:

~~38.24 (7) (b) 1. A spouse of an eligible veteran. The remission under this subdivision applies only during the first 10 years after the eligible veteran received the service connected disability rating.~~

History: 1971 c. 154, 211, 228; 1975 c. 39, 224; 1977 c. 29, 418; 1981 c. 20; 1983 a. 27; 1985 a. 29; 1987 a. 27; 1989 a. 31, 107, 336; 1991 a. 39 ss. 1103 to 1108m, 1117; 1993 a. 16, 223, 491; 1995 a. 27 s. 9126 (19); 1995 a. 77, 228; 1997 a. 27, 163, 292; 1999 a. 32 s. 97; 1999 a. 130, 154; 2003 a. 42; 2005 a. 22, 25, 253, 320, 468; 2007 a. 20 ss. 738mr to 741, 9121 (6) (a); 2007 a. 130; 2009 a. 28, 276; 2011 a. 32.

5-14:2

Section #. 38.24 (7) (b) 2. of the statutes is amended to read:

38.24 (7) (b) 2. ~~Except as provided in subd. 2m, an~~<sup>Am</sup> unmarried surviving spouse of an eligible veteran. ~~The remission under this subdivision applies only during the first 10 years after the veteran died.~~

History: 1971 c. 154, 211, 228; 1975 c. 39, 224; 1977 c. 29, 418; 1981 c. 20; 1983 a. 27; 1985 a. 29; 1987 a. 27; 1989 a. 31, 107, 336; 1991 a. 39 ss. 1103 to 1108m, 1117; 1993 a. 16, 223, 491; 1995 a. 27 s. 9126 (19); 1995 a. 77, 228; 1997 a. 27, 163, 292; 1999 a. 32 s. 97; 1999 a. 130, 154; 2003 a. 42; 2005 a. 22, 25, 253, 320, 468; 2007 a. 20 ss. 738mr to 741, 9121 (6) (a); 2007 a. 130; 2009 a. 28, 276; 2011 a. 32.

SEC. # RP, 38.24 (7) (b) 2m.



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-1160/P2  
PG:sac&wlj:rs

DOA:.....Lawrence, BB0386 - Expand GI Bill; tuition remissions

**FOR 2013-2015 BUDGET -- NOT READY FOR INTRODUCTION**

1 **AN ACT relating to:** the budget.

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*Analysis by the Legislative Reference Bureau*

**EDUCATION**

**HIGHER EDUCATION**

Under current law, a veteran who was a resident of this state when he or she entered the armed forces and who meets certain additional criteria is eligible for a full remission of tuition and segregated fees at a UW institution, or of tuition and materials fees at a technical college, for 128 credits or eight semesters, whichever is longer.

This bill makes the following changes to this fee remission program for eligible veterans:

1. The bill provides that the veteran must have been a resident of this state when he or she entered the armed forces or for at least five consecutive years.
2. The bill provides that in determining a veteran's residence at the time he or she entered the armed forces, the state from which the veteran entered is irrelevant.
3. The bill requires a veteran to maintain a cumulative grade point average of at least 2.0 to remain eligible for the fee remission.

Under current law, the spouse and children of a veteran who was a resident of this state when he or she entered the armed forces and to whom one of the following applies is eligible for a remission of resident tuition and segregated fees at a UW institution, or of tuition and materials fees at a technical college, for 128 credits or eight semesters, whichever is longer:

1. The veteran, while a state resident, died while on active duty, as the result of a service-connected disability, or in the line of duty while in training.

2. The veteran has been awarded at least a 30 percent service-connected disability rating by the U.S. Department of Veterans Affairs.

Under current law, with certain exceptions, a spouse is eligible for a fee remission under this program only if he or she is a state resident and only for the first ten years after the veteran receives the disability rating or after the veteran dies. A child is eligible only if he or she is a state resident and is at least 17 and not yet 26 years old.

This bill makes the same changes to this fee remission program as it makes to the first-described program. In addition, the bill eliminates the ten-year limitation described above.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

1       **SECTION 1.** 36.27 (3n) (a) 1m. a. and b. of the statutes are amended to read:

2       36.27 (3n) (a) 1m. a. A person who has served on active duty under honorable  
3 conditions in the U.S. armed forces, in forces incorporated as part of the U.S. armed  
4 forces, in the national guard, or in a reserve component of the U.S. armed forces; who  
5 was a resident of this state at the time of entry into that service or resided in this state  
6 for at least 5 consecutive years; and who, while a resident of this state, died on active  
7 duty, died as the result of a service-connected disability, or died in the line of duty  
8 while on active or inactive duty for training purposes.

9       b. A person who was a resident of this state at the time of entry into service  
10 described in subd. 1m. a. or resided in this state for at least 5 consecutive years, and  
11 who the U.S. department of veteran affairs has awarded at least a 30 percent  
12 service-connected disability rating under 38 USC 1114 or 1134.

13       **SECTION 2.** 36.27 (3n) (am) of the statutes is created to read:

1           36.27 (3n) (am) In determining a person's residency at the time of entry into  
2       service under par. (a) 1m. a. or b., the state from which the person entered service  
3       is irrelevant.

4           **SECTION 3.** 36.27 (3n) (b) (intro.) of the statutes is amended to read:

5           36.27 (3n) (b) (intro.) Except as provided in subds. 1. to 3. and par. (bg), the  
6       board shall grant full remission of academic fees and segregated fees for 128 credits  
7       or 8 semesters, whichever is longer, less the number of credits or semesters for which  
8       the person received remission of fees under s. 38.24 (7) and less the amount of any  
9       academic fees or segregated fees paid under 38 USC 3319, to any resident student  
10      who maintains a cumulative grade point average of at least 2.0 and is also any of the  
11      following:

12          **SECTION 4.** 36.27 (3n) (b) 1. of the statutes is amended to read:

13          36.27 (3n) (b) 1. A spouse of an eligible veteran. ~~The remission under this~~  
14      ~~subdivision applies only during the first 10 years after the eligible veteran received~~  
15      ~~the service-connected disability rating.~~

16          **SECTION 5.** 36.27 (3n) (b) 2. of the statutes is amended to read:

17          36.27 (3n) (b) 2. ~~Except as provided in subd. 2m., an~~ An unremarried surviving  
18      spouse of an eligible veteran. ~~The remission under this subdivision applies only~~  
19      ~~during the first 10 years after the veteran died.~~

20          **SECTION 6.** 36.27 (3n) (b) 2m. of the statutes is repealed.

21          **SECTION 7.** 36.27 (3p) (a) 1r. (intro.) of the statutes is amended to read:

22          36.27 (3p) (a) 1r. (intro.) "Veteran" means a person who is verified by the  
23      department of veterans affairs as being a resident of this state for purposes of  
24      receiving benefits under ch. 45<sub>3</sub>; as being a resident of this state at the time of his or  
25      her entry into the U.S. armed forces or forces incorporated in the U.S. armed forces,

1 or as being a resident of this state for at least 5 consecutive years; and as meeting  
2 any of the following conditions:

3 **SECTION 8.** 36.27 (3p) (am) of the statutes is created to read:

4 36.27 (3p) (am) In determining a person's residence at the time of entry into  
5 service under par. (a) 1r., the state from which the person entered service is  
6 irrelevant.

7 **SECTION 9.** 36.27 (3p) (b) of the statutes is amended to read:

8 36.27 (3p) (b) Except as provided in par. (bg), the board shall grant full  
9 remission of nonresident tuition, academic fees, and segregated fees charged for 128  
10 credits or 8 semesters, whichever is longer, less the number of credits or semesters  
11 for which the person received remission of fees under s. 38.24 (8) and less the amount  
12 of any academic fees or segregated fees paid under 10 USC 2107 (c), 38 USC 3104 (a)  
13 (7) (A), or 38 USC 3313, to any student who is a veteran and maintains a cumulative  
14 grade point average of at least 2.0.

15 **SECTION 10.** 38.24 (7) (a) 1m. a. and b. of the statutes are amended to read:

16 38.24 (7) (a) 1m. a. A person who has served on active duty under honorable  
17 conditions in the U.S. armed forces, in forces incorporated as part of the U.S. armed  
18 forces, in the national guard, or in a reserve component of the U.S. armed forces; who  
19 was a resident of this state at the time of entry into that service or resided in this state  
20 for at least 5 consecutive years; and who, while a resident of this state, died on active  
21 duty, died as the result of a service-connected disability, or died in the line of duty  
22 while on active or inactive duty for training purposes.

23 b. A person who was a resident of this state at the time of entry into service  
24 described in subd. 1m. a. or resided in this state for at least 5 consecutive years, and



1 who the U.S. department of veteran affairs has awarded at least a 30 percent  
2 service-connected disability rating under 38 USC 1114 or 1134.

3 **SECTION 11.** 38.24 (7) (am) of the statutes is created to read:

4 38.24 (7) (am) In determining a person's residency at the time of entry into  
5 service under par. (a) 1m. a. or b., the state from which the person entered service  
6 is irrelevant.

7 **SECTION 12.** 38.24 (7) (b) (intro.) of the statutes is amended to read:

8 38.24 (7) (b) (intro.) Except as provided in subds. 1. to 3. and par. (bg), the  
9 district board shall grant full remission of fees for 128 credits or 8 semesters,  
10 whichever is longer, less the number of credits or semesters for which the person  
11 received remission of fees from any other district board under this subsection and  
12 from the Board of Regents under s. 36.27 (3n) (b) and less the amount of any fees paid  
13 under 38 USC 3319, to any resident student who maintains a cumulative grade point  
14 average of at least 2.0 and is also any of the following:

15 **SECTION 13.** 38.24 (7) (b) 1. of the statutes is amended to read:

16 38.24 (7) (b) 1. A spouse of an eligible veteran. ~~The remission under this~~  
17 ~~subdivision applies only during the first 10 years after the eligible veteran received~~  
18 ~~the service-connected disability rating.~~

19 **SECTION 14.** 38.24 (7) (b) 2. of the statutes is amended to read:

20 38.24 (7) (b) 2. ~~Except as provided in subd. 2m., an~~ An unremarried surviving  
21 spouse of an eligible veteran. ~~The remission under this subdivision applies only~~  
22 ~~during the first 10 years after the veteran died.~~

23 **SECTION 15.** 38.24 (7) (b) 2m. of the statutes is repealed.

24 **SECTION 16.** 38.24 (8) (a) 1r. (intro.) of the statutes is amended to read:

1           38.24 (8) (a) 1r. (intro.) “Veteran” means a person who is verified by the  
2           department of veterans affairs as being a resident of this state for purposes of  
3           receiving benefits under ch. 45; as being a resident of this state at the time of his or  
4           her entry into the U.S. armed forces or forces incorporated in the U.S. armed forces,  
5           or as being a resident of this state for at least 5 consecutive years; and as meeting  
6           any of the following conditions:

7           **SECTION 17.** 38.24 (8) (am) of the statutes is created to read:

8           38.24 (8) (am) In determining a person’s residence at the time of entry into  
9           service under par. (a) 1r., the state from which the person entered service is  
10          irrelevant.

11          **SECTION 18.** 38.24 (8) (b) of the statutes is amended to read:

12          38.24 (8) (b) Except as provided in par. (bg), the district board shall grant full  
13          remission of the fees charged for 128 credits or 8 semesters, whichever is longer, less  
14          the number of credits or semesters for which the person received remission of fees  
15          from any other district board under this subsection and from the Board of Regents  
16          under s. 36.27 (3p) and less the amount of any fees paid under 10 USC 2107 (c), 38  
17          USC 3104 (a) (7) (A), or 38 USC 3313, to any student who is a veteran and maintains  
18          a cumulative grade point average of at least 2.0.

19          **SECTION 9343. Initial applicability; Technical College System.**

20          (1) FEE REMISSION. The treatment of section 38.24 (7) (b) (intro.) and (8) (b) of  
21          the statutes first applies in the first semester beginning after the effective date of this  
22          subsection.

23          **SECTION 9348. Initial applicability; University of Wisconsin System.**

1           (1) **FEE REMISSION.** The treatment of section 36.27 (3n) (b) (intro.) and (3p) (b)  
2           of the statutes first applies in the first semester beginning after the effective date of  
3           this subsection.

4 (END)